

LABOUR DEPARTMENT

The 29th April, 1980

No. 11(112)-80-3Lab/6380.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947) the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad in respect of the dispute between the workman and the management of M/s Bector Castings (India), Sector-24, Faridabad:—

BEFORE SHRI I. P. CHAUDHARY, PRESIDING OFFICER, LABOUR COURT, HARYANA FARIDABAD

Reference No. 10 of 1980

between

Shri Mewa Lal, workman and the management of M/s Bector Castings (India), Sector-24, Faridabad.

Present :—Shri Mewa Lal, workman in person alongwith Sh. Lal Chand.

Shri B. R. Grover, for the management.

AWARD

This reference No. 10 of 1980 has been referred to this Court by the Hon'ble Governor of Haryana,—*vide* his order No. ID/FD/940, dated 9th January, 1980 under section 10(i)(c) of the Industrial Disputes Act, 1947 for adjudication the dispute existing between Shri Mewa Lal, workman and the management of M/s Bector Castings (India), Sector-24, Faridabad. The term of the reference was :—

“Whether the termination of services of Shri Mewa Lal was justified and in order ? If not, to what relief is he entitled ?”

After receiving this reference notices were issued to both the parties and both the parties appeared before this court through their authorised representatives and filed their pleadings. On the pleadings of the parties, the following issues were framed on 28th February, 1980:—

1. Whether the termination in this case is a termination simpliciter or a probational ? If so, to what effect ?
2. Whether the termination of the services of the workman is justified and in order ? If not, to what relief is he entitled ?

No other issues pressed by the parties. Today the case was fixed for the evidence of the parties, when the representative of the management made a statement that the workman Sh. Mewa Lal has mutually settled his dispute with the management and has received a sum of Rs 562 (Rs five hundred & sixty-two only) in full and final settlement of all his claims including the right of re-instatement or re-employment. This statement was duly admitted by the workman himself and made a statement that he has received a sum of Rs 562 in full and final settlement of all his dues from the management before this court. He further stated that according to this mutual settlement he had also forgone his right of re-instatement or re-employment. He has also stated that now there is no dispute with the management.

In these circumstances, I, thus relying on the statement of Sh. Mewa Lal, workman concerned, give my award that there is no dispute between the parties. The workman had received a sum of Rs 562 in full and final settlement of all his dues including the right of his re-instatement or re-employment from the management. There remains now no dispute to be adjudicated upon between the parties. The workman is not entitled to any relief. I thus answer the reference while returning the Award on these terms.

Dated 18th April, 1980

I. P. CHAUDHARY,
Presiding Officer,
Labour Court, Haryana,
Faridabad.

Endst. No. 642, dated 23rd April, 1980

Forwarded four copies) to the Secretary to Govt. of Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

I. P. CHAUDHARY,
Presiding Officer,
Labour Court, Haryana,
Faridabad.